

## REMARKS

Claims 1-20 are pending. Claims 1-20 have been rejected.

### Double Patenting Rejection

Claims 1-4 are rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1-4 of U.S. Patent No. 6781963. A timely filed terminal disclaimer in compliance with 37 CFR 1.321(c) is being submitted to overcome this rejection. With the submission of this terminal disclaimer, it is respectfully submitted that the rejection be withdrawn and that claims 1-4 be allowed.

### 35 USC § 102 Rejection

Claims 1, 3, 5-7, 11-13, and 17 are rejected under 35 U.S.C. § 102(b) as being allegedly anticipated by Tuulos, U.S. Patent No. 5,842,136. Applicants respectfully traverse the rejection.

Claim 1 recites a method for removing a member from an active group call in a group communication network that includes receiving a member list from a user and sending a request to a server to remove the member list from the active group call.

Tuulos discloses a method for adding and removing subscribers in an ongoing call. Figure 5, step 503 of Tuulos shows the telecommunications network removing the desired subscriber station or group call group from the ongoing group call without the group call being interrupted.

Tuulos fails to disclose at least the feature of receiving a **member list** from an active group call and sending a request to a server to remove the **member list** from the active group call. There is no teaching or suggestion in Tuulos of using a member list to perform the

functionality recited in the claims. Tuulos uses subscriber station identifiers on an individual basis to remove subscriber stations from a call (see Figure 6, 604 and 605 of Tuulos).

Therefore, for at least these reasons, it is respectfully submitted that the rejection be withdrawn and that claim 1 be allowed.

Claims 3 and 5 are independent claims that recite related subject matter to independent claim 1 and should be allowed for at least the same reasons presented above regarding claim 1 as well as the additionally recited features found in these claims.

Claims 6 and 7 are dependent claims and should be allowed for at least the same reasons presented above for the independent claim 5 that they depend upon, as well as all of the additional features found in these claims.

Claim 11 is another independent claim that recites related subject matter to independent claim 1 and should be allowed for at least the same reasons presented above regarding claim 1 as well as the additionally recited features found in these claims.

Claims 12 and 13 are dependent claims and should be allowed for at least the same reasons presented above for the independent claim 11 that they depend upon, as well as all of the additional features found in these claims.

Claim 17 is another independent claim that recites related subject matter to independent claim 1 and should be allowed for at least the same reasons presented above regarding claim 1 as well as the additionally recited features found in these claims.

### **35 USC § 103 Rejection**

Claims 2, 8-10 are rejected under 35 U.S.C. § 103(a) as being allegedly unpatentable over Tuulos in view of Jackson et al. (U.S. Patent No.6,477,387). Applicants respectfully traverse the rejection.

Claim 2 recites a computer-readable medium embodying a method for removing a member of from an active group call in a group communication network including receiving a member list from a user and sending a request to a server to remove the member list from the active group call.

For purposes of brevity, the Examiner is respectfully asked to examine the arguments presented above regarding claim 1 distinguishing over Tuulos, since claim 2 recites related subject matter to claim 1.

The Examiner then applies Jackson et al. as a secondary reference to make up for the deficiencies of the primary reference. It is respectfully submitted that the secondary reference does not cure the deficiencies of the primary reference noted above and consequently, the rejection should be withdrawn and claim 1 allowed.

Claim 8 is an independent claim that relates related subject matter to claims 1 and 2 and should be allowed for at least the same reasons presented above as well as the additionally recited features found in these claims.

Claims 9 and 10 are dependent claims and should be allowed for at least the same reasons presented above for the independent claim 8 that they depend upon, as well as all of the additional features found in these claims.

Claims 4, 14-16, 18-20 are rejected under 35 U.S.C. 103(a) as being unpatentable over Tuulos in view of Paanoven, (U.S. Patent 5,634,197).

Independent claims 4 and 14 recite related subject matter to independent claims 1 and 2 and should be allowed for at least the same reasons presented above regarding claims 1 and 2 as well as the additionally recited features found in these claims.

Claims 15 and 16 are dependent claims and should be allowed for at least the same reasons presented above for the independent claim 14 that they depend upon, as well as all of the additional features found in these claims.

Claims 18-20 are dependent claims that depend upon independent claim 17 and should be allowed for at least the same reasons presented earlier regarding the allowability of the claim 17.

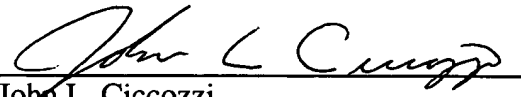
## CONCLUSION

In light of the amendments contained herein, Applicants submit that the application is in condition for allowance, for which early action is requested.

Please charge any fees or overpayments that may be due with this response to Deposit Account No. 17-0026.

Respectfully submitted,

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